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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
Ivarie et al.)
Serial No: 10,733,042)
Filed: December 11, 2003)
For: Avian Transgenesis Using a Chicken Ovalbumin Gene Region

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby voluntarily discloses the items listed on the attached Form PTO-1449 to the Commissioner for Patents. Copies of items A and B are enclosed herewith.

Copies of the references listed on the attached Form PTO-1449 are being submitted at this seemingly late date because they were only recently brought to our attention as a result of foreign prosecution; a certification, as specified in paragraph (e) of 37 CFR 1.97, is enclosed herewith.

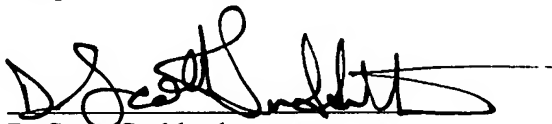
Applicant further reserves the right to establish the patentability of the claimed invention over any of the listed information should they be applied as references, and/or to prove that some of the cited information may not be prior art, and/or to prove that some of the cited information may not be enabling for the teachings they purport to offer. This statement further should not be construed as the representation that an exhaustive search has been made, or that the information cited herewith is material, or that there does not exist information more material to the examination of the present Application. The Examiner is specifically requested not to rely solely

on the information submitted herein. On the contrary, the Examiner is requested to conduct an independent and thorough review of the information, and to form independent opinions as to their significance.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449 and to indicate in the official file wrapper of the above-identified patent application that each item of the cited information has been considered.

Respectfully submitted,

7/21/04
Date


D. Scott Sudderth
Reg. No. 34,026

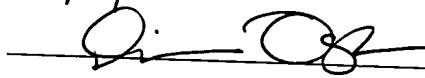
Womble Carlyle Sandridge & Rice, PLLC
P.O. Box 7037
Atlanta, GA 30357-0037
(404) 962-7527 (Telephone)
(404) 870-8177 (Facsimile)

Docket No.: U022 1060.1

Certificate of Mailing

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37 CFR 1.97(e) CERTIFICATION

Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

Sir:

This certification is being submitted, in accordance with 37 CFR 1.97, with the Information Disclosure Statement enclosed herewith. Each reference cited by the Information Disclosure Statement was cited in a communication from a foreign patent office regarding a related foreign application. The communication from the foreign patent office was not received more than three months prior to the submittal of this certification.

Respectfully submitted,

7/21/04
Date

D. Scott Sudderth
D. Scott Sudderth
Reg. No. 34, 026

Womble Carlyle Sandridge & Rice, PLLC
P.O. Box 7037
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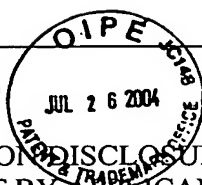
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D. Scott Sudderth

PTO/SB/08A (08-03)
Substitute for Form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Use as many sheets as necessary)



Application Number

Ivarie et al.

Filing Date

12/11/03

First Named Inventor

Robert Ivarie et al.

Art Unit

1645

Examiner Name

Unknown

Attorney Docket Number

U022 1060.1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A	WO 02/079447	10/10/02	Rapp	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	B	"The Chicken Lysozyme Chromatin Domain Contains a Second, Widely Expressed Gene," Suyinn Chong, Arthur D. Riggs and Constanze Bonifer, Department of Biology, Beckman Research Institute of the City of Hope, Duarte, CA 91010, USAA and Molecular Medicine Unit, St. James' University Hospital, University of Leeds, Leeds LS9 7TF, UK

EXAMINER'S SIGNATURE:

DATE CONSIDERED: